

06/11/2013

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-12313

NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST STE 103
PO BOX 83720
BOISE ID 83720-0050

SOURCE: WASTE WATER

TRIBUTARY: SINKS

QUANTITY: 17.460 CFS

PRIORITY DATE: 05/02/1948

POINT OF
DIVERSION:

T13N R39E S13 SENE Within CLARK County
T13N R39E S13 SENE Within CLARK County
T13N R39E S13 SENW Within CLARK County
T13N R39E S13 SENW Within CLARK County
T13N R40E S18 SWNE Within CLARK County
T13N R40E S18 SWNW Lot 2 Within CLARK County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

05/01 10/31

17.460 CFS

PLACE OF
USE:IRRIGATION in CLARK County

T13N R39E S13	SWNE	40.00	T13N R39E S13	SENE	40.00
T13N R39E S13	SENE	36.00	T13N R39E S13	NESW	40.00
T13N R39E S13	NESE	40.00	T13N R39E S13	NWSE	40.00
T13N R39E S13	SWSE	23.00	T13N R39E S13	SESE	19.00
T13N R40E S18	SWNE	36.00	T13N R40E S18	SENE	14.00
T13N R40E S18 Lot 2	SWNW	35.00	T13N R40E S18	SENE	23.00
T13N R40E S18	NESW	40.00	T13N R40E S18 Lot 3	NWSW	40.00
T13N R40E S18 Lot 4	SWSW	12.00	T13N R40E S18	SESW	36.00
T13N R40E S18	NESE	17.00	T13N R40E S18	NWSE	40.00
T13N R40E S18	SWSE	38.00	T13N R40E S18	SESE	19.00
T13N R40E S19	NENE	41.00	T13N R40E S19	NWNE	27.00
T13N R40E S19	SWNE	9.10	T13N R40E S19	SENE	41.00
T13N R40E S19	NESE	29.00	T13N R40E S19	SESE	2.20
T13N R40E S20	NENW	6.00	T13N R40E S20	NWNW	33.00
T13N R40E S20	SWNW	39.00	T13N R40E S20	SENE	5.70
T13N R40E S20	NWSW	12.00			

873 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The source of this water right is waste water. The wasting of water may be discontinued at any time.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

31-12313

6/11/13 *scu*

$$\frac{17.46 \text{ cfs}}{873 \text{ AC}} = 0.02 \text{ cfs/AC}$$

Source of WW:

31-253 / .42

254 .50

2077 / 2.4

2125 .5

4027 7.0

10208 / 7.0

10212 .80

10216 .88

10218 .26

19.76 cfs

POD's fid along streams and flow lines (contours) for the visible ditches.

Source is good @ waste water from surrounding farm land as described in the affidavit by HAGENBARTH.

Pol: Claimed as 873 AC within shape as claimed.
found GIS Acres = 933.5 AC

shape cmts = 881.9 AC $\langle 60.5 \rangle$
 $\langle i.e. 8.9 AC \rangle$

31-12313

6/11/13 *see*

Pg 2

Add lot #'s to S18 SWNW L2

NWSW L3

SWSW L4

Modified GIS shape to more closely match
Claimed Acres. Most fit okay, however,
the East edges on S. 20 NENE & SENW
were very random. GIS shape is larger
than the final rec'd acres,

Clelland, Steve

From: Marston, Sascha
Sent: Monday, June 10, 2013 3:09 PM
To: Clelland, Steve
Subject: RE: IDL's Claim 31-12313

Steve,

They did pay it on 3/14/13, however, they didn't pay it correctly. In short, we did receive the money but it didn't show up in our records like it is supposed to. I will get it fixed. Thanks for following up on this.

I am not sure what else would have been paid for with these fees. I can send you Craig's email that shows the request if you would like me to.

Sascha

From: Clelland, Steve
Sent: Monday, June 10, 2013 2:49 PM
To: Marston, Sascha
Subject: FW: IDL's Claim 31-12313

Can you see if we may have misplaced the fees? The attachment seems to indicate the fees were paid by IDL. What do think?

Steve

PS: the correct fees for the claim should have been \$973.00. it appears they may have overpaid by \$88.45? Not sure what else they may have paid for with these funds.

From: Nelson, Tyson [<mailto:tyson.nelson@ag.idaho.gov>]
Sent: Monday, June 10, 2013 11:47 AM
To: Clelland, Steve
Subject: RE: IDL's Claim 31-12313

Steve,

IDL staff sent me proof the filing fees have been paid for claim 31-12313. See the attached pdf document; the transaction is highlighted. Please feel free to call me if you have any questions about the claim. Thanks.

Tyson

From: Clelland, Steve [<mailto:Steve.Clelland@idwr.idaho.gov>]
Sent: Monday, June 10, 2013 9:58 AM
To: Nelson, Tyson
Subject: RE: IDL's Claim 31-12313

I DO have this one! I was looking at it last Friday and it appears the claim filing fees had not yet been paid. I was hoping to get it in the report.

Initially I do not see anything strange with this claim. What else do you know about it other than what is in the late claim file?

Maybe we can still squeeze it in!

Steve

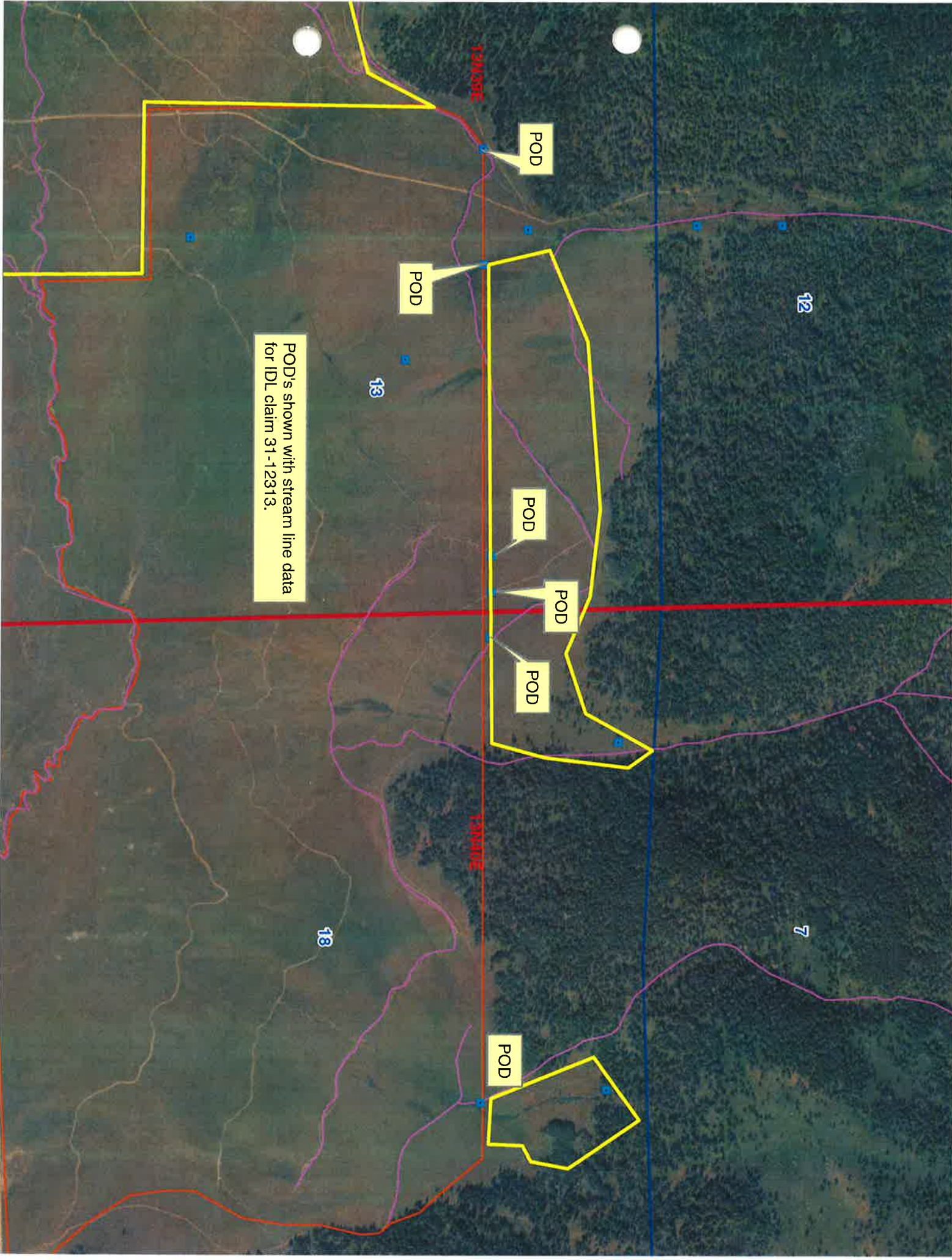
From: Nelson, Tyson [<mailto:tyson.nelson@ag.idaho.gov>]
Sent: Monday, June 10, 2013 8:27 AM
To: Clelland, Steve
Subject: IDL's Claim 31-12313

Steve,

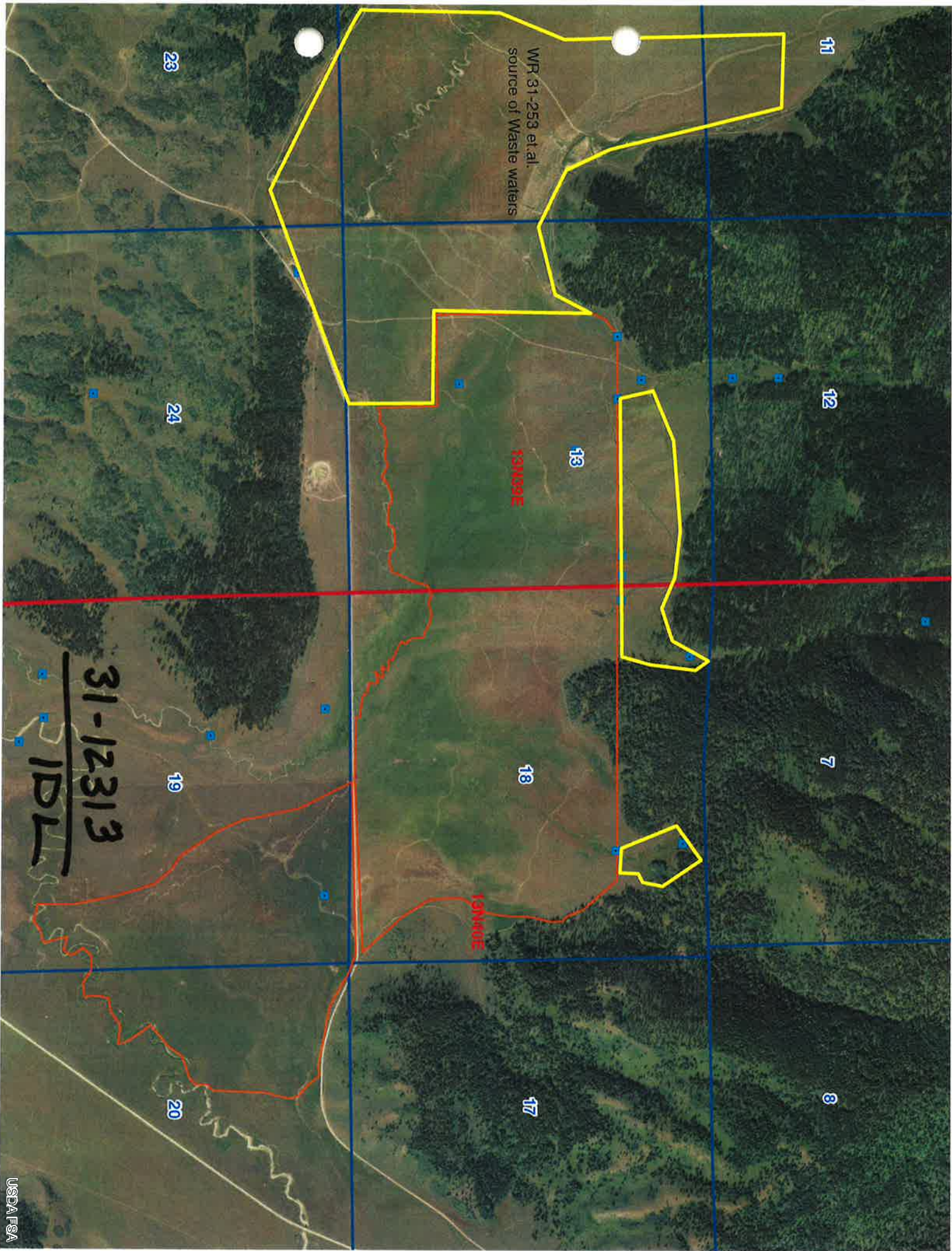
I have a question about the status of the recommendation for claim 31-12313 submitted by the Idaho Department of Lands. I understand you are not assigned to Basin 31, but I hope you may be able to answer my question or direct me to someone else at IDWR. The SRBA Court granted IDL's motion to file a late claim on 2/19/13. This claim does not have a recommendation available online (unlike other IDL claims). Will this claim have a recommendation in the Spring 2013 Director's Report?

Thanks,

Tyson K. Nelson
Deputy Attorney General
Natural Resources Division
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010
Phone: (208) 334-4549
Fax: (208) 854-8072
tyson.nelson@ag.idaho.gov



POD's shown with stream line data
for IDL claim 31-12313.



WR 31-253 et al.
source of Waste waters

11

23

12

24

13

13N40E

7

18

19

31-12313

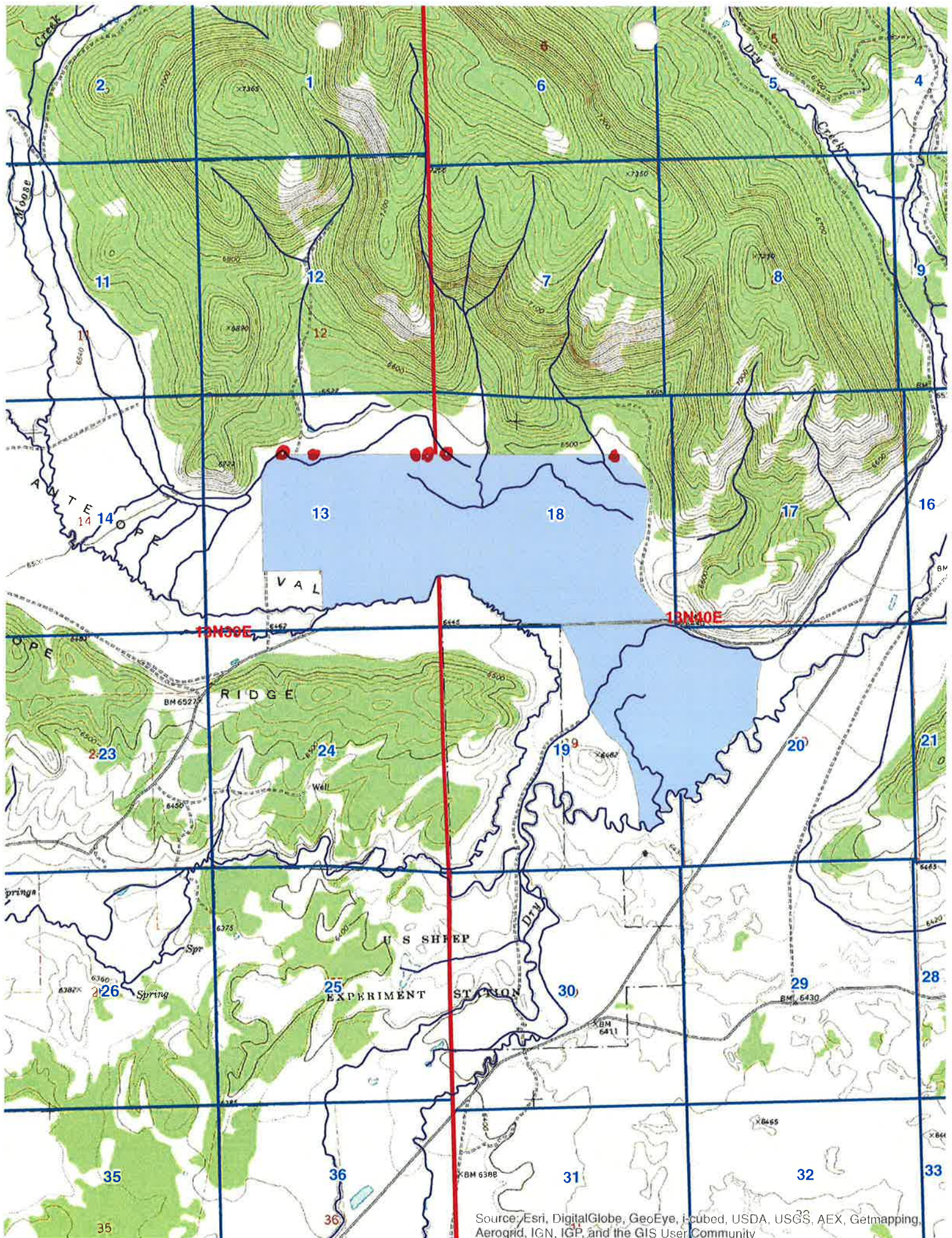
IDL

13N40E

17

8

20



VERSION: 3.1

SPARS- VENDOR PAYMENT FILE RECORD: JLCURY

2071

AGCY: 320 VENDOR NO: 826000952 DP

PRIOR FISCAL YEAR:

VENDOR TYPE: S VENDOR NAME: WATER RESOURCES DEPARTMENT OF

CURR DOC	TRANS ID	TC	R	M	REFERENCE DOC	AMOUNT
INVTZ	DOC	SOBJ	WARRANT	INVOICE NO	DESCRIPTION	
PPI82710	00 320 01252013	4 634	00053	240		25.00
0600	43600 5999		BILL0342001		SRBA LATE CLAIM FOR WR#65-5155	
PPI83450	00 320 03142013	4 762	00074	230		1,061.45
0800	41801 5999 125917299		BILL049501		LATE SRBA CLAIM 31-12313	
PPI83846	00 320 04052013	4 885	00023	240		50.00
0100	41752 5999		BILL056501		WR#97-7513 PROOF OF BENEFIT US	
PPI84382	00 320 05132013	4 190	00001	240		155.00
0700	41703 5991		BILL061901		SRBA LATE CLAIMS WR#45-14429,4	

INTERRUPT:

Z07 NEXT RECORD SUCCESSFULLY READ

PLEASE ENTER INQUIRY KEY (F7 = READ PREVIOUS)

Payment of fees by IDL
for Claim 31-12313

Saxton, Craig

From: Marston, Sascha
Sent: Friday, March 29, 2013 9:55 AM
To: Saxton, Craig
Subject: RE: 31-12313 (Idaho Dept. of Lands)

Craig,

We have not received payment for these as of today.

Sascha

From: Saxton, Craig
Sent: Friday, March 29, 2013 9:49 AM
To: Marston, Sascha
Subject: RE: 31-12313 (Idaho Dept. of Lands)

Sascha,

Can you confirm that we received payment for the interagency billing request below?

Thanks,

c

From: Marston, Sascha
Sent: Wednesday, February 20, 2013 8:51 AM
To: Saxton, Craig
Subject: RE: 31-12313 (Idaho Dept. of Lands)

Craig,

These still need to come to me for the time being. I will get this one done for you.

Sascha

From: Saxton, Craig
Sent: Wednesday, February 20, 2013 8:22 AM
To: Marston, Sascha
Cc: Kelly, Vicki; Spencer, Nick
Subject: RE: 31-12313 (Idaho Dept. of Lands)

Hey Sascha,

Could you initiate interagency billing with IDL for Late SRBA claim 31-12313. The request is attached.

The PCA code that money is paid into is 41503.

If these requests shouldn't come to you anymore, please let me know and I will send them to the appropriate person in the future....because there will be more.

Thanks,
Craig

<< File: Request for Interagency Billing - IDL SRBA Claim 31-12313.pdf >>

From: Spencer, Nick
Sent: Tuesday, February 19, 2013 3:34 PM
To: Saxton, Craig
Cc: Kelly, Vicki
Subject: 31-12313 (Idaho Dept. of Lands)

Hi Craig. Judge Wildman this afternoon granted IDL's motion for leave to file a late claim for this right, conditioned on IDL's paying to IDWR, by interagency transfer request, the filing fees of \$1,061.45. Could you initiate that process?
Thanks. NBS

EASTERN IDAHO SUPERVISORY . . .A

3563 Ririe Highway
Idaho Falls, ID 83401
Phone (208) 525-7167
Fax (208) 525-7011
pbrown@idl.idaho.gov



THOMAS SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C. L. "Butch" Otter, Governor
Ben Ysursa, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon Woolf, State Controller
Tom Luna, Sup't of Public Instruction

RECEIVED

FEB 27 2013

**DEPARTMENT OF
WATER RESOURCES**

February 22, 2013

Craig Saxton
Idaho Department of Water Resources
Idaho Water Center
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: Fee Payment for Claim No. 31-12313

Dear Mr. Saxton:

On February 19, 2013, the SRBA Court conditionally granted the Idaho Department of Lands' ("IDL") Motion to File Late Notice of Claim in subcase no. 31-12313 pending payment of the filing fee. IDL requests that the Idaho Department of Water Resources initiate a SA-50 Interagency Billing Statement to bill IDL for the filing fee. The filing fee is \$1,061.45.

If you have any questions, please contact me at pbrown@idl.idaho.gov or 208-525-7167. Thank you for your assistance in this matter.

Sincerely,

Patrick A. Brown
Area Manager

Cc: Tyson Nelson - DAG